

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

MEMORANDUM AND ORDER

GILBERT, District Judge:

This action came before the Court on Plaintiff's motion to proceed *in forma pauperis* (Doc. 2). On December 20, 2011, Plaintiff was ordered to pay an initial partial filing fee of **\$20.80** and to file an affidavit containing the information required under § 1915(a)(1) to enable the Court to evaluate his current resources to determine whether to defer collection of the remainder of the unpaid fee in the amount of \$329.20 not later than January 4, 2012 (Doc. 10). This date has since passed and Plaintiff has not tendered the \$20.80 initial partial filing fee nor has he filed the affidavit. As a result, **IT IS HEREBY ORDERED AND ADJUDGED** that this action is **DISMISSED** without prejudice for failure to comply with an order of this Court. **Fed.R.Civ.P.** 41(b); *see generally Ladien v. Astrachan*, 128 F.3d 1051 (7th Cir. 1997); *Johnson v. Kammenga*, 34 F.3d 466 (7th Cir. 1994). The Clerk is **DIRECTED** to close this case.

IT IS SO ORDERED.

DATED: January 9, 2012

s/J. Phil Gilbert

United States District Judge